



PUBLIC NOTICE IS HEREBY GIVEN THAT THE
BOARD OF COMMISSIONERS OF UTAH COUNTY, UTAH
WILL HOLD A PUBLIC MEETING
IN THE COMMISSION CHAMBERS - ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
100 E CENTER ST, PROVO, UT 84606
December 21st, 2022 - 2:00 pm

When necessary, board members may participate electronically, with the anchor location as stated above.

The public may participate electronically by joining via zoom at the following link <https://zoom.us/j/99812064248> or calling (346) 248-7799 or (669)900-6833, Meeting ID: 998 1206 4248. Comments will be limited to two (2) minutes per individual unless otherwise approved by the Board. Please state your name at the beginning of the comment. Please no foul or abusive language.

Or you may watch the meeting live on YouTube under the heading UTAH COUNTY GOVERNMENT or by going to the link:
<https://www.youtube.com/channel/UCkRYDnXVDLGv9792bhWn9Wg/videos>

~COMMISSION MEETING MINUTES~

Commissioner Sakievich (Chair), Commissioner Powers Gardner and Commissioner Lee in Attendance
Others in Attendance: See Attached Attendance Sheet and Zoom List

(Meeting Called to Order: 2:10 p.m.)

PRAYER/READING/THOUGHT: **Commissioner Lee**
PLEDGE OF ALLEGIANCE: **Jennifer Young**

PUBLIC HEARING

(Timestamp: 2:44)

COMMISSIONER LEE: MOTION TO OPEN PUBLIC HEARING FOR HEARING 1
COMMISSIONER POWERS GARDNER: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0

1. PUBLIC HEARING TO DISCUSS AMENDING THE 2022 BUDGETS IN THE COUNTY'S GENERAL FUND AND VARIOUS OTHER BUDGETARY FUNDS; REVISING THE COUNTY'S ESTIMATES OF REVENUES; REVISING THE BUDGET APPROPRIATIONS OF COUNTY DEPARTMENTS; AND/OR TRANSFERRING UNENCUMBERED OR UNEXPENDED APPROPRIATION BALANCES FROM ONE DEPARTMENT IN A FUND TO ANOTHER DEPARTMENT IN THE SAME FUND.

-ROBERT MOORE, Attorney

(Open for Public Comments)

COMMISSIONER POWERS GARDNER: MOTION TO CLOSE PUBLIC HEARING

COMMISSIONER LEE: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

(Timestamp: 4:07)

COMMISSIONER LEE: MOTION TO OPEN PUBLIC HEARING

COMMISSIONER POWERS GARDNER: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

2. PUBLIC HEARING TO CONSIDER AND APPROVE THE REORGANIZATION OF THE SOLDIER SUMMIT SPECIAL SERVICE DISTRICT AS A LOCAL DISTRICT.

-TIM TAYLOR, Attorney

TIM TAYLOR, COUNTY DEPUTY ATTORNEY – STATED THAT IN 1984 THE TOWN SOLDIER SUMMIT WAS DISSOLVED THROUGH A STIPULATED COURT AGREEMENT AND THROUGH A RESOLUTION UTAH COUNTY COMMISSIONERS CREATED THE SOLDIER SUMMIT SPECIAL SERVICE DISTRICT AND PART OF THAT RESOLUTION WAS THAT IT WAS TO BE GOVERNED BY A TRIAD OF OFFICERS AND THIS WOULD BE ONE COMMISSIONER FROM UTAH COUNTY, ONE COMMISSIONER FROM WASATCH COUNTY AND A RESIDENT OR PROPERTY OWNER FROM THE SOLDIER SUMMIT SERVICE DISTRICT. IT ALSO APPOINTED THE UTAH COUNTY AUDITOR TO HANDLE ALL THE FINANCIAL AFFAIRS ASSOCIATED WITH THE DISTRICT AND THE COUNTY ATTORNEY'S OFFICE HAS BEEN THE LEGAL ADVISOR. IN 2013, THE STATE LEGISLATURE PASSED LEGISLATION THAT ALLOWED A SPECIAL SERVICE DISTRICT TO REORGANIZE INTO A LOCAL DISTRICT. THIS DOES NOT AFFECT THE WATER SERVICE, OPERATIONS NOR THE NEW WELL. ONCE THIS RESOLUTION IS APPROVED/SIGNED, THE COUNTY WOULD PASS IT ON TO THE LIEUTENANT GOVERNOR'S OFFICE WHO WOULD THEN CERTIFY IT TO MAKE IT A LOCAL DISTRICT.

COMMISSIONERS, TIM TAYLOR, JOSH DANIELS (COUNTY CLERK/AUDITOR) DISCUSS REVENUE, CURRENT FEES, HANDOFF AND TRAINING, ETC.

(Open for Public Comments)

DARREN DEWSNUP, PROPERTY OWNER – STATED HE HAS BEEN UNSUCCESSFUL IN FINDING ANY PRECEDENT REGARDING THE SWITCH OVER FROM A SPECIAL SERVICE DISTRICT TO LOCAL CONTROL AS IT RELATED TO WATER AND ALSO WHO WILL CONTROL THE MULTI-MILLION DOLLAR DRILLING OF A SECOND WELL? HOPING THAT ADDITIONAL INFORMATION WILL COME.

TIM TAYLOR – LEGISLATION CAME INTO EFFECT IN 2013. STATE THAT IN REGARD TO THE WELL, ALL OF THE CONTRACTS, THE OBLIGATIONS WILL JUST BE TAKEN OVER BY THE LOCAL DISTRICT. THE ARPA (AMERICAN RESCUE PROTECTION ACT) FUNDS WILL STILL BE MADE AVAILABLE, BUT THE LOCAL DISTRICT WILL TAKE OVER FULL CONTROL OF THAT.

RICHARD NIELSON, PUBLIC WORKS DIRECTOR – STATED THAT THERE ARE ALREADY 2 DIFFERENT CONTRACTS IN PLACE WITH ENGINEERING FIRMS LOOKING AT ALL THE WATER RIGHTS SIDE OF THINGS AND THEN WITH THE SIGHTING OF THE WELL/PIPE WORK ALONG WITH THE PUMP HOUSE – THOSE THINGS ARE JUST GETTING UNDERWAY. THE COUNTY HAS A CERTIFIED OPERATOR ON STAFF THAT IS LISTED AS THE DIRECT RESPONSIBLE CHARGER WITH THIS DIVISION OF DRINKING WATER WITH THE STATE. IT IS ANTICIPATED THAT THIS WILL CONTINUE IN THE SHORT-TERM.

**COMMISSIONER POWERS GARDNER: MOTION TO CLOSE PUBLIC HEARING
COMMISSIONER LEE: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0**

CONSENT AGENDA

REGULAR AGENDA

1. APPROVE AND AUTHORIZE THE SIGNING OF A RESOLUTION REORGANIZING THE SOLDIER SUMMIT SPECIAL SERVICE DISTRICT AS A LOCAL DISTRICT.

-TIM TAYLOR, Attorney

APPROVED ON CONSENT

Resolution: 2022 - 1214

2. APPROVE AND AUTHORIZE THE SIGNING OF A RESOLUTION OF APPOINTMENTS TO THE SOLDIER SUMMIT LOCAL DISTRICT BOARD OF TRUSTEES.

-TIM TAYLOR, Attorney

TABLED ON CONSENT

(After Closed Meeting – Reopened Public Meeting)

(Timestamp: 2:13:17)

**COMMISSIONER LEE: MOTION TO BRING BACK TO THE TABLE
COMMISSIONER POWERS GARDNER: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0**

**COMMISSIONER LEE: MOTION TO APPROVE, APPOINTING MIKE TAYLOR (4-
year term), Darin Dewsnap (4-year term) and Robert Baird (2-year term)
COMMISSIONER POWERS GARDNER: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0
*Resolution: 2022 - 1215***

3. APPROVE AND AUTHORIZE THE SIGNING OF A RESOLUTION AMENDING THE
2022 UTAH COUNTY BUDGET.
-ROBERT MOORE, Attorney

(Timestamp: 27:24)

**COMMISSIONERS, SHAUN BUFTON (COUNTY SHERIFF), RICHARD NIELSON
(COUNTY PUBLIC WORKS DIRECTOR), ERIC EDWARDS (HEALTH DEPARTMENT
DIRECTOR), JEREMY WALKER (DIRECTOR OF FINANCIAL SERVICES) DISCUSS :**

- **INTERNAL SERVICE FUND FOR MOTOR POOL (KEEP AS PROPOSED)**
- **INCREASING THE GENERAL FUND TRANSFER TO THE HEALTH
DEPARTMENT FUND (KEEP AS PROPOSED)**
- **INCREASE THE TRANSFER TO THE CAPITAL PROJECT FUND (REDUCE
ARPA [AMERICAN RESCUE PLAN ACT] FROM \$15 MILLION TO
\$12,349,000)**

**COMMISSIONER LEE: MOTION TO APPROVE AMENDING THE 2022 UTAH
COUNTY BUDGET WITH THE ADJUSTMENT OF THE INCREASE TO THE CAPITAL
PROJECT FUND FROM \$15,650,500 TO \$12,349,000
COMMISSIONER POWERS GARDNER: SECOND
AYE:ALL IN FAVOR
PASSED: 3/0
*Resolution: 2022 - 1216***

4. RATIFICATION OF WARRANT REGISTER FOR DECEMBER 21, 2022 INCLUDING
NOTES AND COMMENTS FROM THE COMMISSIONERS AS RECORDED ON THE
INTERNAL SYSTEM
-Alice Black, Clerk/Auditor

APPROVED ON CONSENT

5. APPROVAL OF THE PAYROLL WARRANT SUMMARY FOR PAY PERIOD 25-2022
-Alice Black, Clerk/Auditor

APPROVED ON CONSENT

6. APPROVE TAX CREDITS AND REFUNDS RECOMMENDED BY THE COUNTY ASSESSOR'S OFFICE IN CANCELLATION AND CORRECTION LETTER 60466 DATED 12/16/2022

-Clarissa Reeve, Assessor

APPROVED ON CONSENT

Agreement: 2022 - 1217

7. APPROVE AND AUTHORIZE THE COMMISSION SIGNATURE ON AN AMERICAN RESCUE PLAN ACT / STATE AND LOCAL FISCAL RECOVERY FUND AGREEMENT WITH BRADE'S PLACE FOR THE PROVISION OF MEDICAL SERVICES.

-Bill Lee, Commission

APPROVED ON CONSENT

Agreement: 2022 - 1218

8. APPROVE AND AUTHORIZE THE COMMISSION SIGNATURE ON AN AMERICAN RESCUE PLAN ACT / STATE AND LOCAL FISCAL RECOVERY FUND AGREEMENT WITH MOUNTAINLANDS FAMILY HEALTH CENTER FOR THE PROVISION OF MEDICAL SERVICES.

-Bill Lee, Commission

APPROVED ON CONSENT

Agreement: 2022 - 1219

9. APPROVE AND AUTHORIZE THE COMMISSION SIGNATURE ON AN AMERICAN RESCUE PLAN ACT / STATE AND LOCAL FISCAL RECOVERY FUND AGREEMENT WITH ROCKY MOUNTAIN UNIVERSITY FOUNDATION FOR THE PROVISION OF MEDICAL SERVICES.

-Bill Lee, Commission

(Timestamp: 1:07:06)

BEN STANLEY, DEPUTY COUNTY ATTORNEY – (DISCUSSING ITEM #7-11) STATED THESE AGENDA ITEMS REPRESENT THE AMERICAN RESCUE PLAN ACT (ARPA) MEDICAL GRANTS THAT THE COUNTY WANTED TO GIVE 5 RECIPIENTS FROM AN RFP (REQUEST FOR PROPOSAL) PROCESS. DISCUSSED THE FEDERAL GOVERNMENT REGULATIONS, ELIGIBILITY REQUIREMENTS, PROCESS TO PROTECT THE COUNTY, ETC. CIVIL ATTORNEY'S OFFICE WANTED TO STATE ON THE RECORD THAT THE BONDING ELEMENT WAS THE RECOMMENDED COURSE FOR PROTECTION WHICH HAS NOT BEEN AGREED UPON WITH THE COMMISSION AT THIS TIME. SO THE RECOMMENDATION FOR AGENDA #9 IS TO CONTINUE OR TAKE MORE TIME TO LOOK AT OTHER SOLUTIONS SINCE THE SPECIAL PROVISIONS FOR THE OTHER RECIPIENTS DOESN'T EXIST AS AN OPTION FOR #9.

COMMISSIONERS, ROB MOORE (DEPUTY COUNTY ATTORNEY) AND BEN STANLEY DISCUSS, ARPA REGULATIONS, OBLIGATED DEADLINES, LOCK BOX LANGUAGE, SECURITY BOND, ETC .

**COMMISSIONER LEE: MOTION TO APPROVE
COMMISSIONER POWERS GARDNER: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0**

Agreement: 2022 - 1220

10. APPROVE AND AUTHORIZE THE COMMISSION SIGNATURE ON AN AMERICAN RESCUE PLAN ACT / STATE AND LOCAL FISCAL RECOVERY FUND AGREEMENT WITH FAMILY HAVEN FOR THE PROVISION OF MEDICAL SERVICES.

-Bill Lee, Commission

(Timestamp: 1:19:36)

PAUL JONES, DEPUTY COUNTY ATTORNEY – STATED THAT THERE WAS A TYPO – ON PAGE 1 IT INDICATES THAT THE GRANT IS FOR \$1.5 MILLION AND THAT SHOULD BE \$2 MILLION.

COMMISSIONER POWERS GARDNER: MOTION TO APPROVE WITH THE CHANGE OF \$1.5 MILLION IN GRANT TO \$2 MILLION

COMMISSIONER LEE: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

Agreement: 2022 - 1221

11. APPROVE AND AUTHORIZE THE COMMISSION SIGNATURE ON AN AMERICAN RESCUE PLAN ACT / STATE AND LOCAL FISCAL RECOVERY FUND AGREEMENT WITH UTAH VALLEY UNIVERSITY FOR THE PROVISION OF MEDICAL SERVICES.

-Bill Lee, Commission

APPROVED ON CONSENT

Agreement: 2022 - 1222

12. APPROVE AND AUTHORIZE A TRANSPORTATION, ECONOMIC, AND INFRASTRUCTURE CONSULTING AGREEMENT BASED UPON COMMISSIONERS' REVIEW OF SUBMISSIONS TO AN INFORMAL COMPETITIVE PROCESS FOR POTENTIAL QUALIFIED CANDIDATES

-Commission Chair, Commission

(Timestamp: 1:21:07)

BEN STANLEY, DEPUTY COUNTY ATTORNEY – STATED THIS WAS A REQUEST FROM THE COMMISSION OFFICE TO RETAIN A CONSULTANT. THIS AMOUNT WAS BELOW THE THRESHOLD THAT WOULD REQUIRE A FORMAL COMPETITIVE PROCESS. FOUR APPLICATIONS WERE RECEIVED AND 2 OF THE 3 COMMISSIONERS SELECTED THE SAME APPLICANT WITH A 30-DAY CANCELLATION NOTICE. THIS IS A 2-YEAR AGREEMENT.

COMMISSIONER POWERS GARDNER: MOTION TO APPROVE

COMMISSIONER LEE: SECOND (FOR THE VOTE)

AYE: ALL IN FAVOR (COMMISSIONER SAKIEVICH AND COMMISSIONER POWERS GARDNER)

NAY: ALL OPPOSED (COMMISSIONER LEE)

PASSED: 2/1

Agreement: 2022 - 1223

13. APPROVE AND AUTHORIZE THE SIGNING OF A LICENSE AGREEMENT BETWEEN UTAH COUNTY AND THE UTAH COUNTY CONVENTION CENTER FOR THE 2023 STATE OF THE COUNTY ADDRESS.

-ROBERT J. MOORE, Attorney

APPROVED ON CONSENT

Agreement: 2022 - 1224

14. APPROVE AND AUTHORIZE THE SIGNING OF A RESOLUTION ADOPTING THE ANNUAL REGULAR MEETING SCHEDULE FOR THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH FOR THE YEAR 2023.

-ROBERT J. MOORE, Attorney

APPROVED ON CONSENT

Resolution: 2022 - 1225

15. APPROVE AND AUTHORIZE THE SIGNING OF A RESOLUTION ADOPTING THE ANNUAL REGULAR MEETING SCHEDULE FOR THE BOARD OF EQUALIZATION OF UTAH COUNTY, UTAH FOR THE YEAR 2023.

-ROBERT J. MOORE, Attorney

APPROVED ON CONSENT

Resolution: 2022 - 1226

16. APPROVE AND AUTHORIZE THE SIGNING OF A RESOLUTION APPOINTING COUNTY REPRESENTATIVES TO THE TAXING ENTITY COMMITTEE FOR LEHI CITY REDEVELOPMENT AGENCY'S ALPINE HIGHWAY ECONOMIC DEVELOPMENT PROJECT AREA (PROJECT BRUNO).

-ROBERT J. MOORE, Attorney

APPROVED ON CONSENT

Resolution: 2022 - 1227

17. APPROVE AND AUTHORIZE SIGNATURE ON AMENDMENT NO. 1 TO AGREEMENT NO. 2022-851 BETWEEN UTAH COUNTY AND CENTRAL UTAH WATER CONSERVANCY DISTRICT

-ROBERT MOORE, Attorney

APPROVED ON CONSENT

Agreement: 2022 - 1228

18. APPROVE AND AUTHORIZE COMMISSION SIGNATURE ON AGREEMENT FOR CONFLICT PROSECUTION SERVICES

-Zachary Zundel, Attorney

APPROVED ON CONSENT

Agreement: 2022 - 1229

19. APPROVE A RESOLUTION AUTHORIZING THE SIGNING OF AN INTERLOCAL AGREEMENT WITH THE UTAH DEPARTMENT OF NATURAL RESOURCES DIVISION OF STATE PARKS FOR MANAGEMENT AND PASS-THROUGH FUNDING OF THE BRIDAL VEIL FALLS STATE MONUMENT

-BEN STANLEY, Attorney

APPROVED ON CONSENT

Resolution: 2022 - 1230

Agreement: 2022 -1231

20. APPROVE AND AUTHORIZE THE EXECUTION OF AN AGREEMENT WITH UTAH STATE UNIVERSITY FOR EXTENSION SERVICES FOR 2023

-Ben VanNoy, Attorney

APPROVED ON CONSENT

Agreement: 2022 - 1232

21. APPROVE PROPERTY TAX ACTIONS INCLUDED IN RECOMMENDATION LETTER 2022-9

-Adam Beck, Attorney

(Timestamp: 1:23:18)

COMMISSIONERS, ADAM BECK (COUNTY DEPUTY ATTORNEY), ROB MOORE (DEPUTY COUNTY ATTORNEY), PAULETTE STETSER (ASSESSOR'S OFFICE) DISCUSS THE FOLLOWING REQUESTS:

- NATASHA AND PETER JORDAN – COUNCIL STILL WAITING TO HEAR BACK FROM COUNTY REGARDING GREENBELT STATUS (DECIDED TO CONTINUE WITHOUT DATE)
 - HYATT – DOCUMENTATION IS NOT ON SPREADSHEET (DECIDED TO CONTINUE WITHOUT DATE)
 - UTAH REGIONAL HOUSING CORP. – DOCUMENTATION NOT ON SPREADSHEET (DECIDED TO CONTINUE WITHOUT DATE)
 - WHITNEY HAMMOND – SETTLEMENT OFFERED (DECIDED TO TAKE SETTLEMENT OFFER)
 - JAQUES – CLAIMED PERSONAL PROPERTY TAX NOTICES NOT RECEIVED AND SO WAS ASSESSED (DECIDED TO ABATE)
 - JONES – HUSBAND PASSED AWAY (DECIDED TO LEAVE AS IS)
 - RIDGEWELL – CUSTOMER SAYS THEY ONLY HAVE SIMPLE EQUIPMENT CAUSE SHE IS A HAIR STYLIST, BUT OUR KNOWLEDGE IS THAT SHE IS THE SALON OWNER (DECIDED TO LEAVE AS IS)
-

**COMMISSIONER LEE: MOTION TO APPROVE WITH DECISIONS STATE ABOVE
COMMISSIONER POWERS GARDNER: SECOND**

AYE: ALL IN FAVOR

PASSED: 3/0

Agreement: 2022 - 1233

22. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN THE "PETITION TO REMOVE LAND FROM AN AGRICULTURE PROTECTION AREA" SUBMITTED BY THE PROPERTY OWNERS GWC CAPITAL, LLC, WHICH INCLUDES TWO PARCELS WITH APPROXIMATELY 16.98 ACRES, SECTION 1, TOWNSHIP 8 SOUTH, RANGE 2 EAST, LOCATED WEST OF SPANISH FORK IN UNINCORPORATED UTAH COUNTY AS PER UTAH STATE CODE 17-41-306(2).

-Kevin Stinson, Community Development

APPROVED ON CONSENT

Agreement: 2022 - 1234

23. APPROVE AND AUTHORIZE THE SIGNING OF AMENDMENT #8 OF AGREEMENT #2019-918 WITH RBM SERVICES FOR THE CLEANING CONTRACT. THIS UPDATED AMENDMENT WILL REPLACE PREVIOUSLY APPROVED AMENDMENT #8 KNOWN AS AGREEMENT #2022-1172 APPROVED ON 12/7/2022 WITH A CORRECTION TO THE LOCATION OF OREM WIC CLOSING AND SARATOGA SPRINGS WIC OPENING.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2022 - 1235

24. APPROVE AND AUTHORIZE THE SIGNING OF CHANGE ORDER #1 AND CHANGE ORDER #2 TO THE KENNY SENG AGREEMENT #2022-1024 FOR CONSTRUCTION OF LOAFER MOUNTAIN PARKWAY DECREASING THE CONTRACT BY CO #1 \$-10,329 AND INCREASING THE CONTRACT BY CO #2 \$2,992.30

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2022 - 1236

25. APPROVE AND AUTHORIZE THE SIGNING OF AN AGREEMENT WITH BARBER METALS TO CUT AND FABRICATE 2 1/2" MILITARY GRADE 4X8 PLATES FOR THE SWAT TRUCK FOR \$13,000

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2022 - 1237

26. APPROVE A RESOLUTION AUTHORIZING THE SIGNING OF AN INTERLOCAL AGREEMENT BETWEEN UTAH COUNTY AND THE CITY OF PLEASANT GROVE RELATED TO SITE IMPROVEMENTS FROM 100 SOUTH TO 100 NORTH ON 100 EAST IN PLEASANT GROVE

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Resolution: 2022 - 1238

Agreement: 2022 - 1239

27. APPROVE AND AUTHORIZE THE PUBLIC WORKS DIRECTOR OR HIS DESIGNEE TO SIGN UTILITY RELOCATION APPLICATIONS AS NEEDED FOR THE LOAFER MOUNTAIN PARKWAY ROAD PROJECT.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2022 - 1240

28. APPROVE AND AUTHORIZE THE SIGNING OF AN AGREEMENT WITH AMERICAN CHILLER MECHANICAL SERVICE TO INSTALL NEW PIPE INSULATION FOR THE COOLING TOWER, THE CHILLER ROOM AND THE BOILER ROOM.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2022 - 1241

29. APPROVE AND AUTHORIZE THE SIGNING OF CHANGE ORDER #1 TO AGREEMENT #2021-1063 WITH CRSA FOR THE RECORDERS REMODEL TO EXPAND PROJECT SCOPE FOR ELECTRICAL SERVICES FOR \$35,075.00

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2022 - 1242

30. APPROVE AND AUTHORIZE THE SIGNING OF A REAL ESTATE PURCHASE AGREEMENT WITH THE BERT TIMPSON FAMILY INTER VIVOS REVOCABLE TRUST FOR THE LOAFER MOUNTAIN PARKWAY ROAD PROJECT.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2022 - 1243

31. APPROVE AND AUTHORIZE THE SIGNING OF A PARKWAY COOPERATIVE AGREEMENT BETWEEN UTAH DEPARTMENT OF TRANSPORTATION AND UTAH COUNTY FOR THE PROVO RIVER PARKWAY PROJECT FROM VIIAN PARK TO THE UTAH COUNTY/WASATCH COUNTY LINE.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2022 - 1244

32. APPROVE AND AUTHORIZE THE SIGNING OF AN AGREEMENT WITH SUNRISE ENGINEERING TO PROVIDE WATER SYSTEM-RELATED ENGINEERING SERVICES AS PER RFP #2022-9.

-RICHARD NIELSON, Public Works

APPROVED ON CONSENT

Agreement: 2022 - 1245

33. APPROVE THE 2022 FRAUD RISK ASSESSMENT

-Calvin Bergmann, Clerk/Auditor

(Timestamp: 1:32:53)

CALVIN BERGMANN, AUDITOR'S OFFICE – STATED THAT THE FRAUD RISK ASSESSMENT IS A REQUIREMENT EXECUTED BY THE STATE AUDITOR'S OFFICE BACK IN 2020. THE PURPOSE OF IT IS TO LOWER ENTITIES FRAUD RISK AND MAKE GOVERNING BODIES AND MANAGEMENT AWARE OF THEIR RISK AND HOW TO MITIGATE THOSE RISKS A LITTLE BIT.

COMMISSIONER POWERS GARDNER: MOTION TO APPROVE

COMMISSIONER LEE: SECOND

AYE: ALL IN FAVOR

PASSED: 3/0

Agreement: 2022 - 1246

34. RATIFY SIGNATURE OF COMMISSION CHAIR ON ESCROW DEPOSIT AGREEMENT BETWEEN UTAH COUNTY, UTAH AND ZIONS BANK CORPORATION, NATIONAL ASSOCIATION (AGREEMENT IS ASSOCIATED WITH THE DEFEASANCE OF THE SERIES 2013 EXCISE TAX BONDS WHICH WAS PREVIOUSLY APPROVED BY THE BOARD DURING COMMISSION MEETING ON NOVEMBER 9, 2022 WITH THE ESCROW AGREEMENT DISCUSSED DURING COMMISSION MEETING ON DECEMBER 14, 2022)

-Danene Jackson, Clerk/Auditor

APPROVED ON CONSENT

Agreement: 2022 - 1247

35. APPROVE AND AUTHORIZE THE COMMISSION TO SIGN AN AGREEMENT WITH RUNBECK FOR PRINTING AND MAILING SERVICES.

-Roza Mitchell, Clerk/Auditor

APPROVED ON CONSENT

Agreement: 2022 - 1248

36. APPROVE AND AUTHORIZE THE COMMISSION TO SIGN AN AGREEMENT WITH THE DATA CENTER FOR ELECTION DIVISION PRINTING AND MAILING SERVICES.

-Rozan Mitchell, Clerk/Auditor

APPROVED ON CONSENT

Agreement: 2022 - 1249

37. ADOPT A RESOLUTION APPROVING AND AUTHORIZING THE COMMISSION TO SIGN AN INTERLOCAL COOPERATION AGREEMENT WITH SARATOGA SPRINGS FOR BALLOT DROP BOX SURVEILLANCE.

-Rozan Mitchell, Clerk/Auditor

APPROVED ON CONSENT

Resolution: 2022 - 1250

Agreement: 2022 - 1251

38. APPROVE AND ADOPT A RESOLUTION DIRECTING AND AUTHORIZING THE TRANSFER OF POSITIONS BETWEEN DEPARTMENTS OF UTAH COUNTY TO IMPROVE THE ACCURACY AND PERFORMANCE OF ACCOUNTING AND FINANCIAL SERVICES FOR THE COUNTY.

-Ralf Barnes, Human Resources

(Timestamp: 1:36:42)

(Discussed Regular Agenda Items #38 and #39 together in beginning)

COMMISSIONER SAKIEVICH – AFTER RECEIVING AN EMAIL FROM THE STATE LAST NIGHT REGARDING THEIR FINDINGS, SUGGESTED STRIKING REGULAR AGENDA ITEMS #38 AND #39 IN ORDER TO HAVE A MORE THOROUGH REVIEW OF THE PROCESSES THAT ARE CURRENTLY IN PLACE SO THAT THEY ARE IN COMPLIANCE WITH STATE REQUIREMENTS.

RALF BARNES, DIRECTOR OF HUMAN RESOURCES – STATED THAT HIS OFFICE WAS ASKED TO FACILITATE THE TRANSFER OF EMPLOYEES AND HELP WITH THE TERMINATION OF APPOINTMENTS OF EMPLOYEES. FELT HE NEEDED TO FULFILL THE ROLE TO ENSURE THAT THE COUNTY WAS FOLLOWING POLICY. THE COMMISSION HAS THE ABILITY TO DO THIS IF THEY WANT TO.

(Regarding #38)

COMMISSIONER POWERS GARDNER – STATED THAT THE REVIEW FROM THE STATE AUDITOR'S OFFICE IS EXACTLY WHAT WE HAVE PROPOSED. ALSO MENTIONED THAT THIS IS SOMETHING THAT WE HAVE BEEN TALKING ABOUT FOR YEARS AND HAS BEEN DISCUSSED IN MANY MEETINGS. COMMISSIONER OKAY WITH DELAYING IT IF SHE CAN GET CONFIRMATION FROM ALL DEPARTMENTS THAT ARE AFFECTED THAT EVEN IF THEY DON'T LOVE THE OUTCOME OF THE AUDIT, THAT THEY WILL NOT FIGHT BACK AND THAT THEY WILL ABIDE BY THE OUTCOME OF THE AUDIT.

RICHARD NIELSON, DIRECTOR OF PUBLIC WORKS – UNDERSTANDS AND NOTES THAT HE MAY NOT BE HAPPY WITH THE OUTCOME, BUT WILL ABIDE BY IT.

PATRICK WAWRO, DIRECTOR OF INFORMATION SERVICES – STATED HE'S HAPPY TO HAVE AN AUDIT AND WILL CERTAINLY ABIDE BY WHATEVER THE AUDIT COMES UP WITH BUT WE STILL NEED TO HAVE AN OFFICE ADMINISTRATOR.

SHERIFF MIKE SMITH – STATED THAT HE SENT A LETTER YESTERDAY STATING THIS SAME THING. CONCERNED THAT THEY WERE NOT INVOLVED IN THE PROCESS AND AS A PROFESSIONAL COURTESY, IT WOULD HAVE BEEN NICE TO BE INVOLVED IN THIS PROCESS BUT AGREE TO ABIDE.

COMMISSIONERS AND JOSH DANIELS (COUNTY CLERK/AUDITOR) DISCUSS PROCESSES, PLANNING AND REPORTING.

ERIC EDWARDS, DIRECTOR OF COUNTY HEALTH DEPARTMENT – STATED THAT THEY WILL SUPPORT THAT OUTCOME BUT HOPE THAT WE WILL HAVE THE PRESENCE OF THE EXPERTS THOUGH IN-HOUSE.

**COMMISSIONER POWERS GARDNER: MOTION TO STRIKE
COMMISSIONER LEE: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0**

39. APPROVE AND ADOPT A RESOLUTION TERMINATING THE APPOINTMENT OF POSITIONS LISTED ON ATTACHMENT A, EFFECTIVE MARCH 1, 2023.

-Ralf Barnes, Human Resources

(Timestamp: 1:58:32)

COMMISSIONER SAKIEVICH FEELS THAT SINCE THIS IS INTERTWINED WITH REGULAR AGENDA ITEM #38, THAT THIS SHOULD BE STRICKEN AS WELL.

COMMISSIONER POWERS GARDNER FEELS COMFORTABLE MOVING FORWARD SINCE IT GIVES THE COUNTY 2 MONTHS TILL THIS ITEM GOES INTO EFFECT. THIS NEEDS TO BE MOVED UNDER THE AUDITOR'S OFFICE.

COMMISSIONER LEE IS FINE WITH MOVING FORWARD AS WELL.

**COMMISSIONER POWERS GARDNER: MOTION TO APPROVE
COMMISSIONER LEE: SECOND
AYE: ALL IN FAVOR (COMMISSIONER POWERS GARDNER AND COMMISSIONER LEE)
NAY: ALL OPPOSED (COMMISSIONER SAKIEVICH)
PASSED: 2/1
*Resolution: 2022 – 1252***

40. APPROVE AND AUTHORIZE THE SIGNING OF AMENDMENT 7 TO AGREEMENT 2012-676 WITH METWEST INC. D/B/A QUEST DIAGNOSTICS

-Julie Dey, Health

APPROVED ON CONSENT

Agreement: 2022 - 1253

41. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Alice Black, Clerk/Auditor

APPROVED ON CONSENT

42. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Alice Black, Clerk/Auditor

STRICKEN ON CONSENT

43. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES, PREVIOUSLY PUBLICLY NOTICED FOR SALE, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Alice Black, Clerk/Auditor

STRICKEN ON CONSENT

44. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION, FOR TODAY'S DATE, AT THIS LOCATION, FOLLOWING THE COMPLETION OF THE REGULAR AGENDA (IF THIS ITEM IS NOT MOVED TO THE CONSENT AGENDA, ANNOUNCE THE VOTE OF EACH COMMISSIONER)

-Alice Black, Clerk/Auditor

STRICKEN ON CONSENT

PUBLIC COMMENTS

(Timestamp: 2:01:38)

SANTA CLAUS – GAVE WATER BOTTLES TO COMMISSIONERS. HAS BEEN AROUND VISITING EMPLOYEES TODAY. HEARD THAT THE COMMISSIONERS ARE NAUGHTY AND NICE SO GAVE THEM A BAG OF COAL AND CANDY. WISHED EVERYONE MERRY CHRISTMAS.

COLE KELLY – THANKED COMMISSIONER LEE FOR HIS YEARS OF SERVICE. ASKED THE COMMISSION TO CONSIDER THE CONFLICT OF INTEREST THAT TOOK PLACE DURING THE ELECTIONS WITH TAYLOR WILLIAMS (CHIEF DEPUTY) WHO TOOK MONEY FROM A CAMPAIGN FOR PROP 2.

DENISE DEVANK – HAS SPENT 5 YEARS ON THE STREETS OF SALT LAKE DEALING WITH A HOMELESS CRISIS THAT IS NOW UP TO 3131. TRYING TO FIGURE OUT HOW TO CONNECT THESE PEOPLE TO AGENCIES AND WHY PROVO CITY IN UTAH COUNTY DOES NOT OFFER EMERGENCY HOUSING SHELTER FROM THIS EXTREME STORM THAT WE ARE HAVING. WE HAVE A CRISIS AND DO NOT EMERGENCY SHELTERS NOR DO WE HAVE AFFORDABLE HOUSING. SOMETHING NEEDS TO BE DONE NOW TO FIGURE OUT HOW TO PREVENT ANYMORE LIVES DYING ON OUR STREETS.

COMMISSIONER POWERS GARDNER THANKS COMMISSIONER LEE FOR HIS YEARS OF SERVICE AND FOR ALL THE KNOWLEDGE THAT HE BROUGHT (STANDING OVATION)

*(Moved to Closed Meetings: 4:21 p.m.)
(Reopened Public Meeting: 4:53 p.m.)*

**COMMISSIONER LEE: MOTION TO ADJORN
COMMISSIONER POWERS GARDNER: SECOND
AYE: ALL IN FAVOR
PASSED: 3/0**

MEETING ADJOURNED

(Meeting Adjourned: 4:54 p.m.)

NOTICE OF SPECIAL ACCOMMODATION DURING PUBLIC MEETINGS In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Alice Black at 801-851-8111. Handicap parking is available, as well as a level entrance to the building. Interpretation services are available with prior notice for the hearing disabled

Those in Attendance via Zoom:

Peter Brown
Cameron
Travis Anderson
David Pitcher

Ben Van Noy
Larry
Lori

Colton Fox
Alyssa
Yvette Rice

BOARD OF COMMISSIONERS FOR UTAH COUNTY
PUBLIC MEETING ATTENDANCE SHEET
December 21, 2022 - 2:00 p.m.

PRINT CLEARLY

Name:	Agency:
Coke Kelley	Citizen
Robert J. Stevens	Brades Place
Gill Jackson	Citizen
Aaron Davidson	UWU
Colin Bergmann	Citizen
Richard Peterson	Clerk/Auditor
Andrea Allen	RMU
Tammy Beedus	Recorder
Tammy Lee	USJ Extension
Clarissa Reue	Utren
Wayne Young	Assessor's office
Jenn Young	Citizen
Janelle Christensen	Citizen
Eric Edwards	Family Haven
Jason Garrett	UCLD
Karen Turner	UCLD
Cameron Martin	Citizen
	RMU

BOARD OF COMMISSIONERS FOR UTAH COUNTY
PUBLIC MEETING ATTENDANCE SHEET
December 21, 2022 - 2:00 p.m.

PRINT CLEARLY

Name:

Agency:

Cheryl Hanewicz
Steve Nielsen
Kathleen Jensen
Jackie Larson
Alice Black

Utah Valley University
Rocky Mountain University
Assessor's Office
C/A

Minutes Approved at the 1/4/2023 Commission Meeting.

DocuSigned by:

DocuSigned by:



ATTEST:

DocuSigned by:

Alice Black

Deputy Clerk

Thomas V. Sakievich

THOMAS V. SAKIEVICH, Chair